



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
09/765,063	01/17/2001	Tony Yaksh	SD98-024

FUESS & DAVIDENAS
17258 Amarillo Rd.
Ramona, CA 92065

CONFIRMATION NO. 7717
ABANDONMENT/TERMINATION
LETTER



OC000000008683346

Date Mailed: 08/26/2002

NOTICE OF ABANDONMENT UNDER 37 CFR 1.53 (f) OR (g)

The above-identified application is abandoned for failure to timely or properly reply to the Notice to File Missing Parts (Notice) mailed on 02/28/2001.

- No reply was received.

A petition to the Commissioner under 37 CFR 1.137 may be filed requesting that the application be revived.

Under 37 CFR 1.137(a), a petition requesting the application be revived on the grounds of **UNAVOIDABLE DELAY** must be filed promptly after the applicant becomes aware of the abandonment and such petition must be accompanied by: (1) an adequate showing of the cause of unavoidable delay; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(l); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Under 37 CFR 1.137(b), a petition requesting the application be revived on the grounds of **UNINTENTIONAL DELAY** must be filed promptly after applicant becomes aware of the abandonment and such petition must be accompanied by: (1) a statement that the entire delay was unintentional; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(m); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Any questions concerning petitions to revive should be directed to "Office of Petitions" at (703) 305-9282.

A copy of this notice MUST be returned with the reply.


Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART I - ATTORNEY/APPLICANT COPY

FAX RECEIVED
JUL 01 2003
PETITIONS OFFICE

07/03/2003 AKELLEY 00000017 09765063

02 FC:2001
02 FC:2051

375.00 0P
65.00 0P



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/765,063	01/17/2001	Tony Yaksh	SD98-024

CONFIRMATION NO. 7717

FORMALITIES LETTER



'0C000000005809354'

FUESS & DAVIDENAS
17258 Amarillo Rd.
Ramona, CA 92085

Date Mailed: 02/28/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 355 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- The oath or declaration is missing.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 420.

A copy of this notice MUST be returned with the reply.

Tony Yaksh
Customer Service Center
Initial Patent Examination Division (703) 308-1202
PART 1 - ATTORNEY/APPLICANT COPY

FAX RECEIVED
JUL 01 2003
PETITIONS OFFICE

FAX RECEIVED

P.3

JUL 01 2003

PETITIONS OFFICE

PTO/9B/17 (2/98)

Approved for use through 9/30/2000. OMB 0651-0032
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL

Patent fees are subject to annual revision on October 1.

These are the fees effective October 1, 1997.

Small Entity payments **must** be supported by a small entity statement, otherwise large entity fees must be paid. See Forms PTO/SB/09-12. See 37 C.F.R. §§ 1.27 and 1.28.

TOTAL AMOUNT OF PAYMENT (\$ 1090.00

Complete If Known

Application Number	09/765,063
Filing Date	1/17/01
First Named Inventor	Tony Yaksh
Examiner Name	
Group / Art Unit	
Attorney Docket No.	SD 98-024

METHOD OF PAYMENT (check one)

1. The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:Deposit Account Number
Deposit Account Name Charge Any Additional Fee Required Under 37 C.F.R. §§ 1.16 and 1.17 Charge the Issue Fee Set in 37 C.F.R. § 1.16 at the Mailing of the Notice of Allowance2. Payment Enclosed: Check Money Order Other

FEE CALCULATION

1. BASIC FILING FEE

Large Entity	Small Entity	Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
101 790	201 395	Utility filing fee		375.00	
106 390	206 185	Design filing fee			
107 540	207 270	Plant filing fee			
108 790	208 395	Reissue filing fee			
114 150	214 75	Provisional filing fee			
SUBTOTAL (1) (\$)		375.00			

2. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee from below	Fee Paid
<input type="text"/>	-20** = <input type="text"/>	X <input type="text"/>	= <input type="text"/>
<input type="text"/>	- 3** = <input type="text"/>	X <input type="text"/>	= <input type="text"/>
Multiple Dependent			

*For number previously paid, if greater. For Reissues, see below

Large Entity	Small Entity	Fee Code (\$)	Fee Code (\$)	Fee Description
103 22	203 11	Claims in excess of 20		
102 82	202 41	Independent claims in excess of 3		
104 270	204 135	Multiple dependent claim, if not paid		
109 82	209 41	** Reissue independent claims over original patent		
110 22	210 11	** Reissue claims in excess of 20 and over original patent		
SUBTOTAL (2) (\$)				

3. ADDITIONAL FEES

Large Entity	Small Entity	Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
105 130	206 65	Surcharge - late filing fee or with			65.00
127 50	227 25	Surcharge - late provisional filing fee or cover sheet			
138 130	139 130	Non-English specification			
147 2,520	147 2,520	For filing a request for reexamination			
112 920*	112 920*	Requesting publication of SIR prior to Examiner action			
113 1,840*	113 1,840*	Requesting publication of SIR after Examiner action			
115 110	215 85	Extension for reply within first month			
116 400	216 200	Extension for reply within second month			
117 950	217 475	Extension for reply within third month			
118 1,510	218 755	Extension for reply within fourth month			
128 2,080	228 1,090	Extension for reply within fifth month			
119 310	219 155	Notice of Appeal			
120 310	220 155	Filing a brief in support of an appeal			
121 270	221 135	Request for oral hearing			
138 1,510	138 1,510	Petition to institute a public use proceeding			
140 110	240 55	Petition to revive - unallowable			
141 1,320	241 660	Petition to revive - unintentional			650.00
142 1,320	242 660	Utility issue fee (or release)			
143 450	243 225	Design issue fee			
144 670	244 335	Plant issue fee			
122 130	122 130	Petitions to the Commissioner			
123 50	123 50	Petitions related to provisional applications			
126 240	126 240	Submission of Information Disclosure Stmt			
581 40	581 40	Recording each patent assignment per property (1 times number of properties)			
148 780	246 385	Filing a submission after final rejection (37 CFR 1.128(a))			
149 780	249 395	For each additional invention to be examined (37 CFR 1.128(b))			
Other fee (specify)					
Other fee (specify)					
* Reduced by Basic Filing Fee Paid				SUBTOTAL (3) (\$)	715.00

SUBMITTED BY

Typed or Printed Name	William C. Fuess	Complete (if applicable)
Signature		Reg. Number 30,054 Deposit Account User ID

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.